

APPENDIX D

PUBLIC PARTICIPATION DOCUMENTATION

Summary of and Response to Comments Received

Legend:

- Comment
- IDEM's Response

Dennis Holp and Philip P. Laux, Greater Fort Wayne Chamber of Commerce

- The redesignation of Allen County as an attainment area is important for economic development of Fort Wayne and Allen County, for the creation of new jobs and maintaining a healthy business environment. The redesignation request meets all of the Clean Air Act requirements for EPA consideration. Allen County is on a trend to maintain acceptable levels of ozone in the long term.
- IDEM agrees.
- Local efforts in Fort Wayne/Allen County include an active Ozone Task Force whose charter is to take steps to improve the ground-level ozone levels in Allen County. The Task Force consists of representatives of IDEM, Public Health, transportation, education, and private industry and business. The task force works to improve community awareness of the impact of ozone and how residents and businesses can take steps to reduce ozone. The Allen County Council recently allocated funds for the Task Force to promote a county-wide public ozone awareness and reduction campaign and to subsidize a gas can exchange program.
- IDEM recognizes and appreciates the efforts being made by the community.
- Page 2 Section 2.2 Ozone Monitoring, paragraph one (1): ".....ozone, as published in 40CFR 50.4." Should read ".....ozone, as published in 40CFR 50.10."
- IDEM will make the change as suggested.
- Page 15, Section 4.4 Demonstration of Maintenance, paragraph one (1): "...air quality met NAAQS for ozone in 2004." Should read: "...air quality met NAAQS for ozone in 2005."
- IDEM will make the change as suggested.
- Page 17, Section 5.3 Best Available Data, last paragraph heading: "HMPS to MOBILE6 Facility-Type" should read: "HPMS to MOBILE6 Facility-Type".
- IDEM will make the change as suggested.

Chris Walker, Indiana Firefighter Instructor

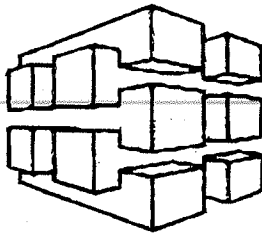
- Many fire stations have a limited budget and limited free time to properly prepare an acquired structure for training burns per IDEM standards. Lifting the IDEM requirements for properly preparing an acquired structure prior to a training burn would not adversely affect the ozone standard in Allen County. Mr. Walker requests limitations be placed on the number of acquired structures a department can burn per year plus restrictions on the time of day and/or time of year a structure can be burned.

Marla J. Irving, Linda K. Bloom, F. Nelson Peters, Board of Commissioners of the County of Allen

- The Allen County Commissioners would like to express our sincere support of the Allen County redesignation Petition and Maintenance Plan to be submitted to the Environmental Protection Agency. This request to the EPA is extremely important to future economic development in Allen County. To date there have been multiple instances where our economy has been hurt as a result of non-compliance. We understand that a cleaner environment will help attract new jobs and businesses to our community. This is why we have undertaken many efforts to further educate the citizens of Allen County, in hopes that public education will lead to a better ozone level. Our continued effort to make the public more aware of the effects of non-attainment has been one of our greatest successes. With this said, we pledge to continue the programs that have made us successful thus far and remain committed to the betterment of our ozone attainment level.
- IDEM recognizes and appreciates the efforts being made by local agencies.

Robert B. Young, Fort Wayne-Allen County Economic Development Alliance, Inc.

- Resolution #04132006 Resolution supporting attainment status for Allen County states as follows: Whereas, the mission of the Fort Wayne-Allen County Economic Development Alliance (Alliance) is to create and retain quality jobs by assisting base employers growth and prosperity in the community; and air quality attainment is essential for existing, expanding, new and potential Fort Wayne-Allen County businesses; and at the conclusion of 2005 ozone season, all monitors within Allen County measured air quality that meets the ambient air quality standard for ozone; and City and County and other jurisdictions are continuing to focus and be successful on enhancing air quality beyond the Federal guidelines through successful education with business and residents; and the Indiana Department of Environmental Management (IDEM) has prepared a draft redesignation petition and maintenance plan for Allen County in association with the eight-hour air quality standard for ozone; and the Alliance appreciates the continued interaction and support of IDEM and EPA and looks forward to working with both agencies to balance air quality with economic development; Therefore, the Alliance respectfully requests that IDEM submit the redesignation petition and maintenance plan to the EPA and formally request that Allen County be redesignated to attainment and classified as maintenance under the 8-hour air quality standard for ozone for the reasons set forth herein. Approved by the Alliance Board of Directors April 13, 2006.
- IDEM recognizes and appreciates the efforts being made by the Alliance and appreciates the support.



THE CHAMBER

The Greater Fort Wayne Chamber of Commerce

Scott / Juse -
for record
(no this have to
be delivered
by 1.0 or
hand delivered, or
is fax OK?
K. notebook

Government & Community Affairs Division Fax Transmittal Form

To: NDM
concerning Ozone
Redesignation
Fax #: 1-317-233-6647
Number of pages (including cover): 4

From: Ozzie Mitson
Manager

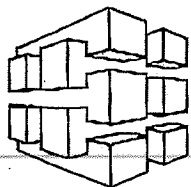
Date sent: 4/24/06

Urgent
For your review
Please reply

Message:

Per your request at
4-18-06 Public Hearing
in Fort Wayne.

cc: Kathy W.



THE CHAMBER

GREATER FORT WAYNE CHAMBER OF COMMERCE

April 24, 2006

Mr. Thomas Easterly
Indiana Department of Environmental Management
100 N. Senate Avenue
Indianapolis, IN. 46204-2251

Dear Commissioner Easterly:

Attached is the testimony from the Greater Fort Wayne Chamber of Commerce Environmental Affairs committee chairperson, Dennis Holp, that was given at the public hearing on ozone redesignation on April 18, 2006 in Fort Wayne. Your staff had requested a hard copy of his address at the public hearing. In addition, please note the corrections at the end of Dennis' comments.

The Greater Fort Wayne Chamber of Commerce strongly supports the ozone redesignation of Allen County. We have actively engaged our Environmental Affairs Committee to participate in the ozone maintenance plans.

Thank you for the opportunity that was given to us to comment on this matter.

Sincerely,

Philip P. Laux
President & CEO

Attachment

cc: Kathy W.

I am Dennis Holp and I will be presenting comments on behalf of the Greater Fort Wayne Chamber of Commerce regarding the request for redesignation and maintenance plan for ozone attainment in Allen County.

Low ground-level ozone concentrations are a necessity for the health of the residents of Allen County. The redesignation of Allen County as an attainment area is important for economic development of Fort Wayne and Allen County, for the creation of new jobs and maintaining a healthy business environment. Clearly ozone attainment status is important on a number of accounts and it is important that this redesignation request moves forward successfully.

The redesignation request as written by IDEM meets all of the Clean Air Act requirements for EPA consideration. With the exception of what are believed to be errors regarding certain references, the document demonstrates that Allen County is on a trend to maintain acceptable levels of ozone in the long term. Efforts identified in the document show that implementation of Federal and state initiatives to minimize ozone and the atmospheric precursors are improving and will continue to improve ground-level ozone in Allen County.

The maintenance provisions in the request address possible episodes of non-attainment by ensuring that corrective action will be implemented using reasonable alternatives, and yet leaves sufficient latitude for other options that may become available, should they be necessary. This approach will promote partnering between IDEM and sources challenged with reduction strategies, should this situation arise.

However, while IDEM's redesignation request identifies the effects of regulatory action, it is important that the local efforts in Fort Wayne/Allen County are made known. Allen County has an active Ozone Task Force, whose charter is to take steps to improve the ground-level ozone levels in Allen County. The Task Force consists of representatives of IDEM, Public Health, transportation, education, and private industry and business. The Chamber of Commerce is a participating member of this group. The Task Force works to improve community awareness of the impact of ozone and how residents and businesses can take steps to reduce ozone levels.

As an example, the Allen County Council recently allocated funds for the Task Force which will be used to promote a county-wide public ozone awareness and reduction campaign and to subsidize a gas can exchange program, where Allen County residents can receive new gas cans which utilize new technology to reduce the release of volatile organic compounds, an ozone precursor. Task Force initiatives to promote the use of public transportation and solicit the assistance of businesses will be designed to have a positive impact on the generation of ozone from local mobile and stationary sources.

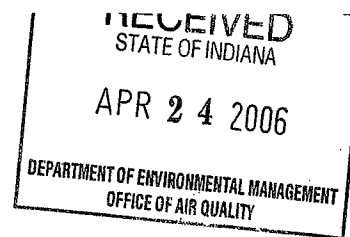
Summarizing: The efforts of the Allen County Ozone Task Force and commitment by local government and businesses together will help ensure that Allen County air is healthy of both the residents and businesses seeking to develop here. These local efforts will be valuable in maintaining attainment status and provide additional support for IDEM's redesignation request.

Minor errors noted in the "Request for Redesignation and Maintenance Plan for Ozone Attainment in the 8-Hour Ozone Basic Nonattainment Area Allen County, Indiana"

- Page 2, Section 2.2 Ozone Monitoring, paragraph (1):
"...ozone, as published in 40CFR 50.4." Should read:
"...ozone, as published in 40CFR 50.10."
- Page 15, Section 4.4 Demonstration of Maintenance, 1st paragraph:
"...air quality met NAAQS for ozone in 2004." Should read:
"...air quality met NAAQS for ozone in 2005."
- Page 17, Section 5.3 Best Available Data, last paragraph heading:
"HMPS to MOBILE6 Facility-Type" should read:
"HPMS to MOBILE6 Facility-Type"

March 23, 2006

Indiana Department of Environmental Management,



The March 19th, 2006 Journal Gazette had a news brief stating IDEM was soliciting comments on air-quality issues in Allen County.

I respectfully submit the follow comments:

I am training instructor and firefighter in Allen County and I am also active with other Allen County fire departments, and the state DHS Firefighter Training program. I have done extensive research on the hazards of conducting training burns in acquired structures and even produced an informational PowerPoint for IDEM when I worked as a training officer for the Fort Wayne Fire Department.

Many fire departments have very limited budgets and limited free time to properly prepare an acquired structure for training burns. Properly preparing a structure per IDEM standards requires the removal of the shingles from the roof and all vinyl or asphalt siding from the structure. This is a difficult request for fire departments that do not have the time, manpower, or equipment to complete these requirements. It is not uncommon for a department to spend 2-3 times the number of hours preparing the structure as it does to conduct the training burns. These requirements make it very difficult for departments, especially volunteer departments, to train and as a result you see many departments not complying with the IDEM requirements. Additionally fire departments must comply with NFPA 1403 (Standard on Live Fire Training). This standard addresses numerous safety issues and describes how a structure should be prepared for training burns and how a training session should be conducted. Complying with the NFPA 1403 Standard does require time and effort however it is a safety document not an air quality issue like the IDEM standard.

There is no way to discontinue the practice of conducting training burns in acquired structures. Extinguishing a fire in a structure is not only a necessary skill to be a firefighter, but it is required by the State Mandatory Firefighter Training Program and the National Fire Protection Association Standard for Firefighter (NFPA 1001). It is an important skill that must be done before a firefighter responds to a structure fire on a fire truck. I doubt when a taxpayer in Indiana has a fire they want the first fire a firefighter ever puts out to be theirs. Indiana Hoosiers deserve better than that.

It is my position that lifting the IDEM requirements for fire departments would not adversely affect on the ozone standard in Allen County. Instead, I respectfully ask that limitations be placed on the number of acquired structures a department can burn per year. We also request restrictions on the time of day and/or time of year a structure can be burned be placed on departments. We feel these changes will have a greater impact on the ozone level in Allen County. This is also a more attainable requirement for Allen County fire departments.

Thank you for your consideration in this matter.

Sincerely,

Chris Walker
Indiana Firefighter Instructor



CITY OF FORT WAYNE

GRAHAM RICHARD, MAYOR

City-County Building
One Main Street
Fort Wayne, Indiana 46802
Phone (260) 427-1381
FAX: (260) 427-1353

April 18, 2006

Kathryn Watson, Chief
Air Programs Branch, Office of Air Quality
Indiana Department of Environmental Management
Indianapolis, Indiana 46206-2251

Re: Request for Redesignation and Maintenance Plan for Ozone Attainment in the
8-Hour Ozone Basic Nonattainment Area – Allen County, Indiana
Response to Request for Public Comment.

Dear Kathryn Watson,

Please recognize this letter as the comments of the City of Fort Wayne (City) regarding the draft *Request for Redesignation and Maintenance Plan for Ozone Attainment in the 8-Hour Ozone Basic Nonattainment Area – Allen County, Indiana* (Draft Request). The City has reviewed the Draft Request and commends the Indiana Department of Environmental Management's (IDEM's) efforts to complete this step toward the recognition of ozone attainment status for our community.

In addition to the many federal, regional and statewide efforts itemized in the Draft Request to reduce ozone levels, the City continues to implement new and additional local measures to ensure that the environment and economic opportunities will continue to improve. These efforts include:

- The City now has 13 hybrid vehicles and an additional 16 vehicles that are powered with ethanol. The City plans to add more each year.
- More than 300 City vehicles now run on biodiesel.
- Emissions continue to be lower at the City Asphalt Plant due to more efficient practices.
- The City Water Pollution Control Plant uses cleaner burning methane gas for selected portions of the wastewater treatment process.
- City staff has received information, suggestions and instructions regarding ways their activities can reduce ozone created in the workplace.
- Garbage trucks are implementing ozone friendly equipment and technologies as part of their long term contract.
- The Allen County/Fort Wayne Ozone Task Force will continue its efforts to reduce ozone and raise awareness including this year's planned gas can exchange day, 'free fare' day with Citilink buses and continued outreach and education programs.
- New and improved Greenway trails continue to be added in our community.

City efforts for a cleaner environment resulting in continued economic opportunities are not limited to ozone. As part of a broad and comprehensive approach to overall air quality and energy efficiency, I will soon hire a Director of Energy and Environmental Services and I have

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One Main St. • Fort Wayne, Indiana • 46802-1804 • www.cityoffortwayne.org

An Equal Opportunity Employer

appointed a Green Ribbon Commission of several business and community leaders. I have challenged them to do the following:

- Provide advice and recommendations to the City on goals and strategies to conserve energy and improve overall air quality.
- Raise awareness of comprehensive air quality and energy issues within the community.
- Encourage citizens and businesses to engage in energy savings and improved air quality practices.

The City urges IDEM's continued work toward ozone redesignation and pledges the City's assistance to that goal. Please forward any comments, questions or concerns regarding the City's public comments to Thomas T. (Ted) Nitza, Jr., P.E. He can be reached at (260) 427-2906.

Thank you for your time and consideration.

Sincerely,


Mayor Graham Richard

TTN/ttn

GREMOS, KRISTA

From: Betsy Kachmar [bek@fwcitilink.com]
Sent: Friday, April 21, 2006 5:23 PM
To: GREMOS, KRISTA
Subject: Ozone attainment letter
Attachments: ozone support letter.doc

Krista,

Could you please add this letter to the comments from the public hearing here last week.

Thanks,

Betsy

Betsy Kachmar
Fort Wayne Citilink
801 Leesburg Road
Fort Wayne, IN 46808
(260)432-4977
(260)410-4991 (cell)
(260)436-7729 (fax)
bek@fwcitilink.com

4/26/2006



801 Leesburg Road * Fort Wayne, Indiana 46808 * Phone: 260-432-4977 * Fax: 260-436-7729 * www.fwcitilink.com

April 21, 2005

Krista Gremos, Environmental Manager
IDEM, Office of Air Quality
100 N. Senate Ave, MC 61-60, IGCN 1003
Indianapolis, IN 46204-2251

To Whom it May Concern:

On behalf of the Fort Wayne Public Transportation Corporation/Citilink I am writing in support of the efforts in Fort Wayne-AlLEN County to achieve attainment status for lower ozone levels. Public transit is one of the best ways to improve our environment; cleaner air, less congestion, lower cost, increased access to services, etc.

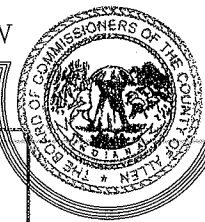
As an active member of the Ozone Task Force we are working with public and private partners to increase awareness of actions that can reduce ozone (including riding the bus) through our Clean Air Force campaign.

Citilink will be using CMAQ funding to help underwrite the cost of free fares on ozone alert days, our transition to bio-diesel fuel, and other service improvements. We hope to purchase hybrid buses in the next few years, funding permitting. We will also provide a free summer downtown lunchtime trolley again this year as well as our \$25.00 youth summer fun pass to encourage people to take the bus rather than drive. Our Joblink program offers an opportunity to sign up to join a carpool and other transportation alternatives. We will soon have an ozone awareness page on our website as part of the Clean Air Force Team. Please check out our website for these current and future resources WWW.fwcitilink.Com.

We will continue to do our part to help Fort Wayne attain and maintain acceptable ozone levels and reduce other pollutants by providing safe, courteous and dependable public transportation at the most reasonable cost to our community. Getting there, wherever life takes you.

Betsy Kachmar,
Assistant General Manager

→ SD
SLP record



April 19, 2006



LINDA K. BLOOM
MARLA J. IRVING
NELSON PETERS

Kathryn Watson, Chief
Air Programs Branch, Office of Air Quality – Mail Code 61-50
100 North Senate Avenue
Indiana Department of Environmental Management
Indianapolis, IN 46206-2251

RE: Allen County Redesignation Petition

Dear Ms. Watson,

The Allen County Commissioners would like to express our sincere support of the Allen County Redesignation Petition and Maintenance Plan to be submitted to the Environmental Protection Agency.

This request to the EPA is extremely important to future economic development in Allen County. To date there have been multiple instances where our economy has been hurt as a result of non-compliance. We understand that a cleaner environment will help attract new jobs and businesses to our community. This is why we have undertaken many efforts to further educate the citizens of Allen County, in hopes that public education will lead to a better ozone level. Our continued effort to make the public more aware of the effects of non-attainment has been one of our greatest successes. With this said, we pledge to continue the programs that have made us successful thus far and remain committed to the betterment of our ozone attainment level.

We appreciate your time in this matter. If you have any questions, comments or concerns, please do not hesitate to contact us at any time.

Sincerely Yours,

Marla J. Irving *Linda K. Bloom* *F. Nelson Peters*
Marla J. Irving Linda K. Bloom F. Nelson Peters
President Vice-President Secretary

Fort Wayne-Allen County Economic Development Alliance, Inc.

RESOLUTION #04132006

Resolution supporting Attainment Status for Allen County

WHEREAS, the mission of the Fort Wayne-Allen County Economic Development Alliance ("Alliance") is to create and retain quality jobs by assisting base employers growth and prosperity in the community; and

WHEREAS, air quality attainment is essential for existing, expanding, new and potential Fort Wayne - Allen County businesses; and

WHEREAS, at the conclusion of 2005 ozone season, all monitors within Allen County measured air quality that meets the ambient air quality standard for ozone; and

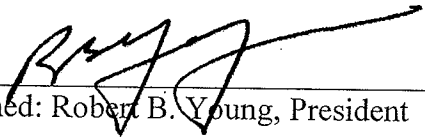
WHEREAS, City and County and other jurisdictions are continuing to focus and be successful on enhancing air quality beyond the Federal guidelines through successful education with business and residents; and

WHEREAS, the Indiana Department of Environmental Management (IDEM) has prepared a draft redesignation petition and maintenance plan for Allen County in association with the eight-hour air quality standard for ozone; and

WHEREAS, the Alliance appreciates the continued interaction and support of IDEM and EPA and looks forward to working with both agencies to balance air quality with economic development.

NOW, THEREFORE, IT IS RESOLVED that the Fort Wayne-Allen County Economic Development Alliance Board of Directors respectfully requests that IDEM submit the redesignation petition and maintenance plan to the U.S. Environmental Protection Agency and formally request that Allen County be redesignated to attainment and classified as "maintenance" under the 8-hour air quality standard for ozone for the reasons set forth herein.

Approved by the Alliance Board of Directors April 13, 2006


Signed: Robert B. Young, President

4/13/2006
Date

INDIANA DEPARTMENT OF ENVIRONMENTAL MANAGEMENT

PUBLIC HEARING ATTENDANCE RECORD

Page 1/2

Title of Public Hearing: Allen County Ozone Redesignation Location: Ft Wayne, IN Date: 4/18/06

Please print all the information:

NAME	ORGANIZATION/ COMPANY	PHONE NUMBER	ADDRESS
Sarah Raymond	IDEM	317-232-8449	100 N. Senate Ave MC 61-50 IGCN 1003 Indianapolis, IN 46204-2251
Krista Gremos	IDEM	317-233-5680	" "
Paulette Bremen	SES Environmental	260-497-7645	3807 Transportation Ft Wayne, IN 46818
CHAD EASLEY	PARTEN HANITIV	260-248-6001	10801 ROSE AVE. ALKUTIA HAVEN, IN 46774
BILL GABARD	GABARD ENV. SERVICES	260-493-2982	7611 HOPE FARM ROAD, FORT WAYNE 46815
Dallas Keserovic		260-418-3582	
Kaylene Smith	FW-AC Dept. Health	260-449-7151	1 EAST MAIN ST., FT. WAYNE IN 46802
DENNIS HOLP	FOOT WAYNE CHAMBER OF COM.	260-424-1435	
TED WITZA	CITY OF FT. WAYNE	260-427-2906	* 1 EAST MAIN ST., FT WAYNE, IN 46802.
Jeff Bradtmiller	NIKEC	260-449-7309	1 E Main St
Tony Buevus	Allen Co Safety & Env	260-449-7261	" "
Tim Delaney	AFCA	610-3331	Rm B-86 46802

INDIANA DEPARTMENT OF ENVIRONMENTAL MANAGEMENT

PUBLIC HEARING ATTENDANCE RECORD

Page 26

Title of Public Hearing: Allen County zone Redesignation Location: FT Wayne, IN Date: 4/18/06

Please print all the information:

NAME	ORGANIZATION/ COMPANY	PHONE NUMBER	ADDRESS
Kevin A. Notzinger	SFU	(260) 357-0247	511 N. Franklin St. Garrett IN 46738
Scott Valtner	The Alliance	(260) 426-5568	110 W. Berry Street Ft W IN 46802
Roy A. Buxkir K	C Council	(260) 622-6333	11015 Covendale Rd Ft Wayne, IN 46809
Walden Maksin	City of FW	427-1200	One Main Street Room 930
Sandra Flu	IDEM	317-233 9479	
Betsy Pachmar	Citilink	260-452-4977	801 Leesburg Rd
Shawn M. Murray	Allen Co	260 437-7791	1 E. Main St, Rm 200 FW, IN 46802

INDIANA DEPARTMENT OF ENVIRONMENTAL MANAGEMENT

Page 1

PUBLIC HEARING COMMENT FORM

Title of Public Hearing: Alignment Study Allen County Location: Fort Wayne Date: 4/18/2006
Name: L. Scott HARTMAN Organization/Company: Fort Wayne / Allen County Economic Development Alliance
Address: 110 W. Berry Suite 102 FW IN 46802 Phone Number: 260 426-5568

If you would like to submit comments, please do so on this form, or you may attach them to this document.

Resolution # 04132006 Fort Wayne Allen County Economic Development Alliance

Hearing Location: CITY OF FTW Date: 4/18/06
Name: TRD NITRA
Title: Program manager Phone: 427-2906
Address: 1 East Main St. Zipcode: _____
Representing what interest? CITY OF FT WAYNE

Do you wish to present oral testimony? Yes ☒ No ☐
Has written testimony been submitted? Yes ☒ No ☐
Will written testimony be submitted? Yes ☐ No ☐
Do you wish to be informed of future or final actions in this matter? Yes ☒ No ☐

PLEASE PRINT
Hearing Location: Fort Wayne Date: 4/18/06
Name: Scott Walther
Title: Exec VP Phone: _____
Address: 110 W Berry St. Suite 102 Zipcode: 46802
Representing what interest? _____

Economic Development
Do you wish to present oral testimony? Yes ☒ No ☐
Has written testimony been submitted? Yes ☐ No ☒
Will written testimony be submitted? Yes ☒ No ☐
Do you wish to be informed of future or final actions in this matter? Yes ☒ No ☐

PLEASE PRINT
Hearing Location: CITY COUNTY BLDG Date: 4/18/06
Name: DENNIS HOLP
Title: _____ Phone: 424-1935
Address: _____ Zipcode: _____
Representing what interest? GREATER FORT WAYNE CHAMBER

OF COMMERCE
Do you wish to present oral testimony? Yes ☒ No ☐
Has written testimony been submitted? Yes ☐ No ☒
Will written testimony be submitted? Yes ☒ No ☐
Do you wish to be informed of future or final actions in this matter? Yes ☒ No ☐

PLEASE PRINT
Hearing Location: Ft. Wayne Date: 4-18-06
Name: Kevin A. Notzinger
Title: Mr. Phone: (219) 357-0241
Address: 511 N. Franklin St. Zipcode: 46738
Representing what interest? _____

Saint Francis University
Do you wish to present oral testimony? Yes ☐ No ☒
Has written testimony been submitted? Yes ☐ No ☒
Will written testimony be submitted? Yes ☐ No ☒
Do you wish to be informed of future or final actions in this matter? Yes ☒ No ☐

BEFORE THE INDIANA DEPARTMENT
OF ENVIRONMENTAL MANAGEMENT

- - -

PUBLIC HEARING REGARDING
THE DRAFT REDESIGNATION PETITION
AND MAINTENANCE PLAN
IN ASSOCIATION WITH THE 8 HOUR
OZONE STANDARD FOR THE FORT WAYNE AREA

- - - COPY

PROCEEDINGS

in the above-captioned matter, before Hearing
Officer D. Krista Gremos, taken before me,
Lindy L. Meyer, Jr., a Notary Public in and for
the State of Indiana, County of Shelby, at the
City-County Building, Omni Room 250, One East
Main Street, Fort Wayne, Indiana, on Tuesday,
April 18, 2006 at 6:05 o'clock p.m.

- - -

William F. Daniels, RPR/CP CM d/b/a
ACCURATE REPORTING OF INDIANA
12922 Brighton Avenue
Carmel, Indiana 46032
(317) 848-0088

1 APPEARANCES:

2 ON BEHALF OF IDEM:

3 Sarah Kay Raymond
4 Sandra Flum

5 SPEAKERS PRESENT:

6 Scott Naltner
7 Dennis Holp
8 Thomas T. Nitza, Jr.
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6:05 o'clock p.m.
April 18, 2006

THE HEARING OFFICER: This is a public hearing to accept comments concerning the draft Redesignation Petition and Maintenance Plan in association with the eight-hour ozone standard for the Fort Wayne Area. This hearing is being held to conform to the provisions in 40 CFR Part 51 regarding public hearings for State Implementation Plan submittals.

My name is Krista Gremos. I am an Environmental Manager for the Modeling and Technical Support Section of the Indiana Department of Environmental Management's Office of Air Quality. I have been appointed to act as hearing officer for this public hearing. Also here from the Department of Environmental Management are Sarah Raymond, Office of Air Quality, and Sandra Flum, Office of External Affairs.

Notice of the time and place of the hearing was given as provided by law by

1 publication in the following newspapers: The
2 Indianapolis Star, in Indianapolis; the News
3 Sentinel, in Fort Wayne; and the Fort Wayne
4 Journal Gazette, in Fort Wayne.

5 The purpose of this public hearing is
6 to provide interested persons an opportunity to
7 offer comments to the state regarding the draft
8 Redesignation Petition and Maintenance Plan for
9 the Fort Wayne Area.

10 Appearance blanks have been distributed
11 in the hearing room for all those desiring to
12 be shown appearing on record in this cause. If
13 you have not already filled out the form,
14 please do so, and indicate if you are appearing
15 for yourself or on behalf of a group or
16 organization, and identify such group or
17 organization. Also, note the capacity in which
18 you appear, such as attorney, officer or
19 authorized spokesperson.

20 Any person who is heard or represented
21 at this hearing or who requests notice may be
22 given written notice of the final action taken
23 on this State Implementation Plan submittal.

1 Please indicate on the appearance card if you
2 wish to receive this notification. When
3 appearance cards have been completed, they
4 should be handed to me and I will include them
5 with the official record of this proceeding.

6 Oral statements will be heard, but
7 written statements may be handed to me or
8 mailed to the Office of Air Quality on or
9 before close of business on April 24th, 2006.
10 A written transcript of this hearing is being
11 made. The transcript will be open for public
12 inspection, and a copy of the transcript will
13 be made available to any person upon payment of
14 the copying cost.

15 After the conclusion of this public
16 hearing, I will prepare a written report
17 summarizing the comments received at this
18 hearing and recommending changes which may need
19 to be made to this document.

20 I would like to introduce the following
21 documents into the record: The notice of
22 public hearing; and the Draft Redesignation
23 Petition and Maintenance Plan for the

1 Fort Wayne Area.

2 Finally, I would like to briefly go
3 over the contents of the draft document. In
4 1997, the United States Environmental
5 Protection Agency established a new, more
6 stringent standard for ozone, referred to as
7 the eight-hour ozone standard. The standard
8 itself was established at 0.08 parts per
9 million measured over an eight-hour period.

10 Within the Guidelines on Data Handling
11 Conventions for the Eight-Hour Ozone NAAQS,
12 published by the U.S. EPA in December of 1998,
13 the U.S. EPA established parts million, or ppm,
14 and three significant figures as the basis for
15 computation of eight-hour ozone concentrations.

16 In accordance with this guidance, three
17 significant digits are used to determine an
18 area's design value and for conducting
19 attainment tests. Specifically because the
20 third decimal digit is rounded, 0.084 ppm is
21 the largest concentration that is less than or
22 equal to the standard of 0.08 ppm. Therefore,
23 an ozone concentration equal to or greater than

1 0.085 parts per million is considered to be
2 above or in violation of the standard.

3 Legal challenges to the new standard
4 for ozone resulted in delayed implementation of
5 the standard until February of 2001, when the
6 Supreme Court ruled that the U.S. EPA could
7 proceed with implementation of the new
8 standard, providing that the U.S. EPA's
9 implementation is consistent with the Clean Air
10 Act.

11 The U.S. EPA's first action in
12 implementing the new standard for ozone was to
13 designate areas throughout the country as
14 attainment, nonattainment, or unclassifiable.
15 The Fort Wayne Area, specifically Allen County,
16 was designated nonattainment under the
17 eight-hour ozone standard on April 15th, 2004.
18 This designation was based on a monitored
19 design value of 0.088 parts per million. This
20 design value derived from an average of the
21 annual fourth highest ozone values over the
22 previous three years, those being 2001 through
23 2003.

1 At the conclusion of the 2005 ozone
2 season, all monitors within the Fort Wayne Area
3 measured air quality that meets the ambient air
4 quality standards for ozone. The most recent
5 design value for the area is 0.083 parts per
6 million, which is based on an average of the
7 annual fourth highest ozone values for the
8 years 2003 through 2005.

9 This design value represents ozone
10 concentrations that are below the national
11 ambient air quality standard, thus the area is
12 eligible to be redesignated to attainment under
13 the eight-hour ozone standard and classified as
14 maintenance.

15 The Indiana Department of Environmental
16 Management has prepared the Draft Redesignation
17 and Maintenance Plan for the Fort Wayne Area in
18 accordance with the U.S. EPA guidance. The
19 draft petition outlines a demonstration that
20 the area has attained the standard based on
21 monitored concentrations, and that the
22 reductions in monitored concentrations are
23 attributable to permanent and enforceable

1 reductions in precursor emissions, specifically
2 reductions of both volatile organic compounds
3 and oxides of nitrogen.

4 Furthermore, the draft maintenance plan
5 outlines the following: Precursor emissions of
6 volatile organic compounds and oxides of
7 nitrogen will continue to decline into the
8 future;

9 Due to existing and future emission
10 controls, the area's air quality is not
11 projected to worsen, and should improve further
12 over time;

13 A commitment for all existing emission
14 controls to remain in place;

15 A commitment to revise the plan within
16 eight years of redesignation;

17 A commitment to adopt and expeditiously
18 implement necessary corrective actions if a
19 warning or action level response is triggered.

20 A warning level response is triggered by a
21 one-year fourth high monitor value of 0.089
22 parts per million, or a two-year average fourth
23 high monitored value of 0.085 parts per

1 million. An action level response is triggered
2 by a three-year average fourth high monitor
3 value of 0.085 parts per million;

4 And finally, a mobile source emissions
5 budget for transportation conformity purposes.

6 This concludes my comments regarding
7 the draft Redesignation Petition and
8 Maintenance Plan for the Fort Wayne Area.

9 The hearing is now open for public
10 comment. Are there any public comments?

11 (No response.)

12 THE HEARING OFFICER: In the
13 absence of any further comments, these
14 proceedings are hereby con --

15 MR. NALTNER: Well, wait.

16 THE HEARING OFFICER: I'm sorry.

17 MR. NALTNER: Do you want these
18 submitted or what?

19 THE HEARING OFFICER: Yeah.

20 MR. NALTNER: Okey-doke.

21 THE HEARING OFFICER: Please
22 introduce yourself for the record.

23 MR. NALTNER: I'm Scott Naltner.

1 I'm the Executive Vice-President of the
2 Fort Wayne-Allen County Economic Development
3 Alliance.

4 I just simply wanted to say that -- I
5 mean I've worked with IDEM in the past, and
6 working with this resolution, the ozone issue,
7 it's been detrimental to economic development
8 in Allen County to have a nonattainment status.
9 We've lost projects because of it, and I'm sure
10 there's projects that haven't even looked at
11 Allen County because of the nonattainment
12 status and the issues that go along with that,
13 and new source review and the potential costs
14 that are associated with that.

15 I did want to submit, and I will
16 submit, a written resolution from the Economic
17 Development Board, and that concludes my
18 comments.

19 THE HEARING OFFICER: Thank you.

20 MS. RAYMOND: The public comment
21 period is open until Monday the 24th.

22 THE HEARING OFFICER: At close of
23 business.

1 Thank you.

2 Are there any other comments?

3 Yes.

4 MR. HOLP: I'm Dennis Holp, the
5 authorized spokesperson for the Greater
6 Fort Wayne Chamber of Commerce. Do I need to
7 come to the --

8 THE HEARING OFFICER: You don't
9 have to.

10 MR. HOLP: Okay. Regarding the
11 ozone redesignation, the low level -- low
12 ground level ozone concentrations are a
13 necessity for the health of the residents of
14 Allen County. The redesignation of Allen
15 County as an attainment area is important for
16 economic development of Fort Wayne and Allen
17 County, for the creation of new jobs and
18 maintaining a healthy business environment.

19 Clearly, ozone attainment status is
20 important on a number of accounts, and it is
21 important that this redesignation request move
22 forward successfully. The redesignation
23 request as written by IDEM meets all of the

1 Clean Air Act requirements for EPA
2 consideration.

3 With the exception of what I believe to
4 be minor errors regarding certain references,
5 the document demonstrates that Allen County is
6 on a trend to maintain acceptable levels of
7 ozone in the long term. Efforts identified in
8 the document show that implementation of
9 federal and state initiatives to minimize ozone
10 and atmosphere precursors are improving and
11 will continue to improve ground level ozone in
12 Allen County.

13 The maintenance provisions in the
14 request address possible episodes of
15 nonattainment by assuring that corrective
16 action will be implemented, using reasonable
17 alternatives, and yet leave sufficient latitude
18 for other options that may be available should
19 they be necessary. This approach will promote
20 partnering between IDEM and sources challenged
21 with reduction strategies should the situation
22 arise.

23 However IDEM's redesignation request

1 identifies the effects of regulatory action, it
2 is important that the local efforts of the
3 Fort Wayne-Allen County area be also
4 recognized. Allen County has an active Ozone
5 Task Force, whose charter is to take steps to
6 improve ground level ozone levels in Allen
7 County.

8 The Task Force consists of
9 representatives of IDEM, public health,
10 transportation, education and private industry
11 and business. The Greater Fort Wayne Chamber
12 of Commerce is a participating member of this
13 group. The Task Force works to improve
14 community awareness of the impact of ozone and
15 how residents and businesses can take steps to
16 reduce ozone levels.

17 As an example, the Allen County
18 Commissioners recently allocated funds for the
19 Task Force which will be used to promote a
20 county-wide public ozone awareness and
21 reduction campaign and to subsidize the gas can
22 exchange program for Allen County residents and
23 receive new gas cans which utilize new

1 technology to reduce the release of volatile
2 organic compounds and ozone precursors.

3 Task Force initiatives to promote the
4 use of public transportation and solicit the
5 assistance of businesses will be designed to
6 have a positive impact on the generation of
7 ozone from local mobile and stationary sources.

8 In summary, the efforts of the Allen
9 County Ozone Task Force and commitment by local
10 government and businesses together will help
11 ensure Allen County is healthy for both
12 residents and businesses seeking to develop
13 here. These local efforts will be valuable in
14 maintaining attainment status and provide
15 additional supports for IDEM's redesignation
16 request.

17 THE HEARING OFFICER: Thank you.

18 MS. RAYMOND: I have a question for
19 you: What did you mean when you said that the
20 report has minor errors?

21 MR. HOLP: There's some references
22 that I found that I'll submitting in written --

23 MS. RAYMOND: Okay.

1 MR. HOLP: I didn't want to take up
2 the time here and say, "On page so-and-so --"

3 MS. RAYMOND: Okay. I just wanted
4 to double-check and --

5 MR. HOLP: Yeah.

6 MS. RAYMOND: -- make sure you
7 submitted those to us so we can --

8 MR. HOLP: You'll be getting those
9 submitted to you in writing.

10 MS. RAYMOND: Okay. And my other
11 comment was, I was going to ask you if you
12 wanted to have us include all of the things
13 that you mentioned with what the ozone task
14 force is doing in the report, or --

15 MR. HOLP: Yeah, I'll probably be
16 submitting these written comments --

17 MS. RAYMOND: Okay.

18 MR. HOLP: -- with the
19 discrepancies --

20 MS. RAYMOND: Okay.

21 MR. HOLP: -- so, yes.

22 THE HEARING OFFICER: Are there any
23 other comments?

1 Yes.

2 MR. NITZA: Hello. My name is
3 Thomas T. Nitza, Jr. I'm an authorized
4 spokesman of the City of Fort Wayne.

5 Please recognize this letter -- I gave
6 you a hard copy -- as the comments of the City
7 of Fort Wayne regarding the draft request for
8 redesignation and maintenance plan for ozone
9 attainment in the eight-hour ozone basic
10 nonattainment area, Allen County, Indiana. The
11 city has reviewed the draft request and
12 commends the Indiana Department of
13 Environmental Management's efforts to complete
14 this step towards the recognition of ozone
15 attainment status for our community.

16 In addition to the many federal,
17 regional and state-wide efforts itemized in the
18 draft request to reduce ozone levels, the city
19 continues to implement new and additional local
20 measures to ensure that the environment and
21 economic opportunities will continue to
22 improve.

23 These efforts include: The city now

1 has 13 hybrid vehicles and an additional 16
2 vehicles that are powered with ethanol. The
3 city plans to add more of these vehicles each
4 year. More than 300 city vehicles now run on
5 biodiesel. Emissions continue to be lower at
6 the city asphalt plant due to more efficient
7 practices. The city water pollution control
8 plant uses cleaner-burning methane gas for
9 selected portions of the wastewater treatment
10 process.

11 City staff has received information,
12 suggestions and instructions regarding ways
13 their activities can reduce ozone created in
14 the workplace. Garbage trucks are implementing
15 ozone-friendly equipment and technologies as
16 part of their long-term contract for removing
17 refuse from the city areas.

18 The Allen County-Fort Wayne Ozone Task
19 Force will continue its efforts to reduce ozone
20 and raise awareness, including this year's
21 planned Gas Can Exchange Day, Free Fair Day,
22 the city link buses, and continued outreach of
23 educational programs. New and improved

1 greenway trails continue to be added to our
2 community also.

3 City efforts for a cleaner environment
4 resulting in continued economic opportunities
5 are not limited to ozone. As part of the broad
6 and comprehensive approach to overall air
7 quality and energy efficiency, Mayor Richard
8 will soon hire a Director of Energy and
9 Environmental Services.

10 The Mayor has already appointed a
11 green-ribbon commission of several businesses
12 and community leaders. The mayor has
13 challenged them to do the following: Provide
14 advice and recommendations to the city on goals
15 and strategies to conserve energy and improve
16 overall air quality; raise awareness of
17 comprehensive air quality and energy issues
18 within the community; and encourage citizens
19 and businesses to engage in energy saving and
20 improved air quality practices.

21 The city urges IDEM's continued work
22 towards ozone redesignation and pledges the
23 city's assistance in that goal. Please forward

1 any comments, questions or concerns regarding
2 the city's public comments to myself. I list
3 the phone number and contact information in the
4 written version.

5 Thank you again for your time and
6 consideration.

7 THE HEARING OFFICER: Thank you.

8 Would anybody else like to make
9 comments?

10 (No response.)

11 THE HEARING OFFICER: If -- anybody
12 who spoke publicly today, if you could please
13 fill one of these out for me before you leave
14 today, one of the little comment cards.

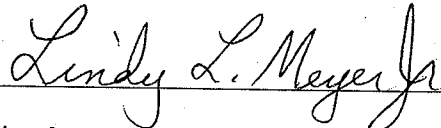
15 In the absence of further comments,
16 these proceeding are hereby concluded. This
17 hearing is adjourned.

18 - - -
19 Thereupon, the proceedings of
20 April 18, 2006 were concluded
21 at 6:20 o'clock p.m.
22 - - -
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CERTIFICATE

I, Lindy L. Meyer, Jr., the undersigned
Court Reporter and Notary Public residing in
the City of Shelbyville, Shelby County,
Indiana, do hereby certify that the foregoing
is a true and correct transcript of the
proceedings taken by me on Tuesday, April 18,
2006 in this matter and transcribed by me.


Lindy L. Meyer, Jr.,
Notary Public in and
for the State of Indiana.

My Commission expires October 27, 2008.

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